

321

File S. F. 15780
 ABST. No. 1741 HARRIS County

SCHOOL LAND

Hugo Ehmann
 (GOOD FAITH CLAIMANT)
 Spring, Texas

62 ²⁶ Acres

Section No.

Block Tsp. Cert.

Act of June 19, 1939

Report and Sketch
 in SF-15777

REG. MK'D. PTD.

CORRECT ON MAP FOR 62 ²⁶ ACRES

8/2/55 VES

GFC status OK, 8/30/55
 approved as M & L and valued
 by the Commissioner and the
 School Land Board at \$23.33
 per acre 9-7-55

Dennis Waller, acting for
 Pat. to Orig. with M/R 9/24/1955 Brooks

Obligation

Vol.

Page

B-138-1050-4m

PATD. ABST. SUP. F

Patented SEP 26 1955
 No. 321 Vol. 25-B

Mailed Co. Clk. CONTENTS SEP 28 1955

- No. 1—Application and Obligation 7/18/55 pt
 No. 2 Affidavit - 7-18-55 pt
 No. 3 Red copy - 7-18-55 pt
 No. 4 Red Copy - 7-18-55 pt
 No. 5 Questionnaire - 7-18-55 pt
 No. 6 Ltr. to Applicant - 7-27-55 pt
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 No. 8 Ltr. of Cancellation to Applicant - 8/18/55 pt
 No. 9 Receipt of terms 9-7-55
 No. 10 - Flyer 9-13-55
 No. 11 - Dep. Award & Receipt 9-7-55
 No. —

9-22-55

Pat Fee 1000 Reg 3065
 Rec Fee 100 Reg 3066
 Howard N. Klein
 Tomball - Texas

PAID IN FULL FOR 62 ²⁶ ACRES
 DATE 9-23-55

15780
APPLICATION TO PURCHASE

(Good Faith Claimant)

TO THE COMMISSIONER OF THE GENERAL LAND OFFICE, AUSTIN, TEXAS:

1. I hereby apply to purchase under a preference right without condition of settlement the tract of unsurveyed school land hereinafter described, under the provisions of an Act approved June 19, 1939, and other laws relating to the sale of unsurveyed school land.

2. The said tract of land is situated in Harris County, Texas, about 25 miles North 26⁰ West from Houston, the county seat, and is described as follows, to-wit:

62.26 acres of land originally conveyed as a part of the John Brock Survey, A-122, but now alleged to be unsurveyed land, more particularly described in field notes attached hereto and incorporated by reference, said field notes marked Exhibit "A".

RECEIVED

JUL 18 1955

GENERAL LAND OFFICE

3. I am a good faith claimant under the terms of said Act, as is fully shown by the attached instruments marked Exhibit "A", "B", "C", "D", "E", and "F".

4. Remarks:* On April 12, 1955, Alvin A. Klein, Adam Klein, Hugo Ehmann, A. H. Roth, Theodore Benfer, F. H. Benfer, Carl Schindewolf and Fritz Benfer, filed their joint applications as good faith claimants to 223.4 acres of land in Harris County, Texas, said application being assigned File No. SF15765. Survey of said land revealed that Carl Schindewolf and Fritz Benfer owned no part of said acreage. Now in lieu of File No. SF15765, each of the remaining parties files application for his particular good faith claimed portion of said acreage, together with the following attached instruments in support of said claim, to-wit:

- Exhibit "A"---Field notes of survey by J. S. Boyles, C.E.
Exhibit "B"---Written report of surveyor covering subject tract and tracts of other good faith claimants.
Exhibit "C"---Plat of survey covering subject tract and tracts of other good faith claimants.
Exhibit "D"---Affidavit proving good faith claim.
Exhibit "E"---Certified photostatic copy of Deed or Deeds of Applicant showing conveyance of subject tract to Applicant.
Exhibit "F"---Questionnaire.

Hugo Ehmann
Hugo Ehmann

Good Faith Claimant

Post Office R. F. D. Spring, Texas

IMPORTANT NOTICE!

- *NOTE: (1) The Good Faith Claimant should clearly indicate his position as to the existence of a vacancy.
(2) If there should be no prior filing by an applicant, the good faith claimant should state whether application is accompanied by field notes or whether same will be filed within 120 days from date of filing of application with Commissioner of General Land Office.
(3) Any other statement pertinent to the application to purchase may be included.

(OVER)

CERTIFICATE

I, A. J. Mullins, Secretary of the School Land Board, do hereby certify that at a regular meeting of said board held in the General Land Office, Austin, Texas, on the 7 day of Sept, A. D. 1955, the price at which the area of land described in the above application No. S2 15780, shall be sold, was fixed by the School Land Board at \$33.33 Dollars per acre, all of which is shown in Vol. 12, Page _____, of the Minutes of said Board.

Given under my hand this the 7 day of Sept, A. D. 1955, at Austin, Texas.

A. J. Mullins
Secretary of the School Land Board

S4083

GENERAL LAND OFFICE
Austin, Texas

S. F. No. 15780

APPLICATION TO PURCHASE
UNSURVEYED SCHOOL LAND
(Good Faith Claimant)

of

Hugo Ennam
Spring, Texas.

WITHOUT SETTLEMENT

62.26 acres

in Harris County, Texas.

Filed July 18, 1955

J. Earl Rudder
Commissioner

Approved Sept 7, 1955
Rejected

J. Earl Rudder
Commissioner

RECEIVED AS STATED

\$1.00

J. Earl Rudder

DATE July 18, 1955

Reg. No. 57982

GENERAL LAND OFFICE

EXHIBIT "D"

HUGO EHMANN 62.26 ACRE TRACT

RECEIVED
JUL 18 1955
GENERAL LAND OFFICE

THE STATE OF TEXAS |
 |
COUNTY OF HARRIS |

BEFORE ME, the undersigned authority, on this day personally appeared HUGO EHMANN, who, having been by me first duly sworn upon his oath did depose and say:

My name is HUGO EHMANN; I am 48 years of age and my mailing address is R. F. D. Spring, Texas. I am now and have always been a single man. I am the good faith claimant and am in possession of a 62.26 acre tract of land, ^{thought} to be a part of the John Brock Survey, Abstract 122 in Harris County, Texas, but now thought to lie south of said John Brock Survey, and be unsurveyed land. Said 62.26 acre tract of land is more particularly described by metes and bounds in Exhibit "1", attached hereto and herewith incorporated by reference.

This tract of land is being used and occupied by me as a farm, I am at present living upon this tract of land, cultivating a portion of it and grazing livestock on the balance of it. It is at present under a valid Oil & Gas Lease held by T. J. Ahern and Lon H. Cron. However, there is no production from said tract of land.

I purchased this tract of land and adjoining tracts of land in two separate Deeds. On January 10, 1935, I purchased a 49.4 acre tract of land out of the John Brock Survey, a portion of said 62.26 acre tract, from my father, Martin Ehmman, and my mother, Clara Ehmman, by Deed dated January 10, 1935, and recorded in Volume 972, Page 549. of the Deed Records of Harris County, Texas. After the death of my father, I purchased from my mother, Clara Ehmman, and my brothers and sisters, several tracts of land one of which, was a 38.54 acre tract out of the John Brock Survey, a portion of said 62.26 acre tract. This purchase was made by me by Deed dated October 28, 1946, and recorded in Volume 1519, Page 423 of the Deed Records of Harris County, Texas. This land was first purchased by my father prior to 1900, he having purchased 50 acres thereof from George Schoor, who had in turn purchased it from B. A. Shepherd. The balance of said land was acquired by my father, from Adam Klein, who had purchased it from H. A. Shep-

herd. My father and mother lived on this tract of land, ~~and~~ cultivating a portion of it and grazing livestock on the balance of it. I was born and raised on said tract of land and continue to live on same at present. All of the above mentioned persons, thought that this tract of land was a portion of the John Brock Survey, they having purchased it as a portion of the John Brock Survey. For well over fifty years these persons and myself have paid State and County taxes on this tract of land, it being assessed on the Harris County Tax Rolls as a portion of the John Brock Survey. All of the above mentioned persons, and all other persons in the community where I reside, have always thought that this tract of land was a portion of the John Brock Survey. All of the above described Deeds refer to said land as a portion of the John Brock Survey.

Since before 1900, my father and mother, and their family have resided upon this tract of land and adjoining tracts, making their living thereon as farmers. For well over fifty years portions of this tract of land have been fenced, and all of it has been fenced for over twenty-five years, ever since Stock Law was voted into Harris County over twenty-five years ago. This tract of land is presently under fence, said fences having been personally maintained by me for well over ten years. As far back as I can remember there have never been any disputes with any of the neighbors concerning where the boundaries of this tract of land were, said boundaries always having been definitely recognized, supposedly a part of the John Brock Survey.

I at present reside on this tract of land and so resided thereon all my life, under the good faith belief that first my parents were the owner of this tract of land and then that I was the owner of same. I at present reside on this tract of land, making my living therefrom as a farmer. I cultivate a portion of the land and graze livestock upon the balance of it and have done so all my life.

I own adjoining tracts of land portions of them being in the John Brock Survey, and portions of them being in the John Moore Survey. I own these tracts of land under recorded Deeds all of this land comprising my homestead, all of it being fenced in as my homestead.

The nearest oil, gas or other mineral production to this land is approximately $1\frac{1}{4}$ miles northwest of same. There is also some production of oil and gas approximately two miles southwest of this tract of land.

WITNESS my hand this 14th day of July, 1955.

Hugo Ehmann
HUGO EHMANN

SUBSCRIBED AND SWORN to before me this 14th day of July, 1955.

Howard H. Klein
Notary Public in and for Harris
County, T E X A S.

HOWARD H. KLEIN
Notary Public in and for Harris County, Texas
My Commission Expires June 1, 1957

Form 842

SINGLE ACKNOWLEDGMENT

STATE OF TEXAS,
COUNTY OF Harris

BEFORE ME, the undersigned, a Notary Public in and for said County and State, on this day personally appeared
Hugo Ehmann
known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 14 day of July, A. D. 19 55.

(L. S.)

WILSON STATTY & PFB. CO., HOUSTON

Howard H. Klein
Notary Public in and for Harris County, Texas
My Commission Expires June 1, 1957

EXHIBIT "1"

HUGO EHMANN 62.26 ACRE TRACT

FIELD NOTES of a survey of 62.26 acres of land made for Hugo Ehmann by virtue of his application filed with the Commissioner of the General Land Office, Austin, Texas, on the 12th day of April, 1955, (application to be filed with the Commissioner of the General Land Office, Austin, Texas) under the laws regulating the sale and lease of unsurveyed school land. Said land is situated in Harris County, about 25 miles North 26° West from Houston, the County Seat, and is described by metes and bounds as follows, to-wit:

Beginning at the Southwest corner of A. H. Roth's 25.35 acres on the North line of the James Moore Survey and 158.71 varas South 89° 19' 40" West from its Northeast corner;

THENCE with the North line of the James Moore Survey South 89° 19' 40" West 359.69 varas to the Southeast corner of A. A. Klein's 52.96 acres;

THENCE with A. A. Klein's East line North 19° 24' West 343.92 varas to a stone;

THENCE with A. A. Klein's East line North 01° 13' 20" West 495.70 varas to an iron rod at his Northeast corner, the Northwest corner of this survey on the South line of the John Brock Survey located at its call distance from its Northeast or beginning corner;

THENCE with the South line of the John Brock Survey North 89° 19' 40" East 460.71 varas to an iron rod at the Northwest corner of F. H. Benfer's 69.52 acres;

THENCE with F. H. Benfer's upper West line South 01° 21' 50" East 487.18 varas to a stone on the North line of A. H. Roth's 25.35 acres;

THENCE with A. H. Roth's North line South 88° 15' West 81.68 varas to an axle at his Northwest corner for the upper re-entrant corner of this survey;

THENCE with the West line of A. H. Roth's 25.35 acres South 37° 56' 10" East 164.02 varas to an iron pipe; continuing with A. H. Roth's West line South 55° 48' West 97.92 varas to an axle and continuing with said A. H. Roth's West line South 26° 41' East 164.83 varas to the PLACE OF BEGINNING.

HUGO BRENNAN 62.26 ACRE TRACT

FIELD NOTES of a survey of 62.26 acres of land made for Hugo Brennan by virtue of his application filed with the Commissioner of the General Land Office, Austin, Texas, on the 12th day of April, 1925, (application to be filed with the Commissioner of the General Land Office, Austin, Texas) under the laws regulating the sale and lease of unsurveyed school land. Said land is situated in Harris County, about 25 miles North 26° West from Houston, the County Seat, and is described by metes and bounds as follows, to-wit:

Beginning at the Southwest corner of A. H. Roth's 25.35 acres on the North line of the James Moore Survey and 158.71 acres South 89° 19' 40" West from its Northeast corner;

THENCE with the North line of the James Moore Survey South 89° 19' 40" West 322.69 acres to the Southeast corner of A. A. Klein's 22.96 acres;

THENCE with A. A. Klein's East line North 19° 24' West 343.92 acres to a stone;

THENCE with A. A. Klein's West line North 01° 13' 20" West 492.70 acres to an iron rod at his Northwest corner, the Northwest corner of this survey on the South line of the John Brock Survey located at its said distance from its Northeast or beginning corner;

with the South line of the John Brock Survey North 89° 19' 40" West 460.71 acres to an iron rod at the Northwest corner of Roth's 69.22 acres;

with F. H. Bentler's upper West line South 01° 21' 20" West 25.35 acres to a stone on the North line of A. H. Roth's 25.35

with A. H. Roth's North line South 88° 15' West 81.68 acres to an axle at his Northwest corner for the upper re-entrant line of his survey;

THENCE with the West line of A. H. Roth's 25.35 acres South 37° 10' 15" West 164.02 acres to an iron pipe; continuing with A. H. Roth's West line South 25° 48' West 97.92 acres to an axle and continuing with said A. H. Roth's West line South 26° 41' West 164.83 acres to the PLACE OF BEGINNING.

File No. 1.7.15780

Harris

County

Applicant

Filed

July 18

1925

J. EARL RÜDDER, Com'r.

Det. Thompson

File Clerk

THE STATE OF TEXAS,)
COUNTY OF HARRIS)

KNOW ALL MEN BY THESE PRESENTS;

EXHIBIT E

THAT we, Clara Ehmann, widow of Martin Ehmann, deceased, Paul O. Ehmann, Edgar Ehmann, Otto Ehmann, and Lorna Ehmann Roth, joined by her husband, August Roth,

of the County of Harris, State of Texas for and in consideration of the sum of Ten and no/100 (\$10.00) Dollars, and other considerations, to us in hand paid by Hugo Martin Ehmann, the receipt of which is here acknowledged and confessed, have Granted, Sold and Conveyed, and by these presents do Grant, Sell and Convey unto the said Hugo Martin Ehmann of the County of Harris, State of Texas all that certain real estate situated in Harris County, Texas, and consisting of two separate tracts of land, described as follows, to-wit:

Tract 1. Beginning at a point in the east line of the Spring-Cypress Road said point lies north 16 degrees west 461.79 feet from an iron bar in the south line of the J. Moore Survey; Thence north 16 degrees west along a fence 624.03 feet to the north line of the J. Moore Survey and the south line of the J. Brock Survey; Thence north 16 degrees 45' west 963.50 feet along a fence to an axle for a corner; Thence south 89 degrees 14 minutes east 1037.30 feet to another axle. Said point being the northwest corner conveyed to A. H. Roth; Thence south 35 degrees 30 minutes east 456.55 feet along A. H. Roth's west line and Martin Ehmann's east line to an iron bar; Thence south 58 degrees west and parallel to the south line of the J. Moore Survey along a line separating A. H. Roth and Martin Ehmann property a distance of 272.40 feet to an iron bar; Thence south 24 degrees 29 minutes east along A. H. Roth's west line 442.49 feet to the south line of the J. Brock Survey and the north line of the J. Moore Survey; Thence continuing south 24 degrees 29 minutes east from the north line of the J. Moore Survey along A. H. Roth's west line a distance of 503.76 feet to an iron bar in the north line of the Spring-Cypress Road; Thence south 58 degrees west 30 feet and parallel to the center line of the Spring-Cypress Road which is the south line of the J. Moore Survey a distance of 914.2 feet to a point in the road; Thence north 33 degrees 46 minutes W. along the east line of the Spring-Cypress Road based on 60 feet in width a distance of 413.49 feet to the place of beginning. Said tract containing 38.54 acres out of the J. Brock Survey, Abstract #122 and the J. Moore Abstract #582.

Tract 2. Beginning at an iron bar in the south line of the J. Moore Survey Abstract #582, being a common corner between Anton Mueller and Martin Ehmann Tracts; Thence north 16 degrees west along said line between the Mueller and Ehmann tracts a distance of 265.15 feet to an iron bar in the west line of the Spring-Cypress Road; Thence south 33 degrees 46 minutes east along the west line of the Spring-Cypress Road 254.6 feet to a point in the south line of the J. Moore Survey; Thence south 58 degrees west along the south line of the J. Moore Survey a distance of 80.9 feet to the place of beginning. Said tract being triangular in shape and containing 0.49 acres out of the J. Moore Survey.

TO HAVE AND TO HOLD the above described premises, together with all and singular, the rights and appurtenances thereto in anywise belonging unto the said Hugo Martin Ehmann and his heirs and assigns forever; and we do hereby bind ourselves and our heirs, executors and administrators, to Warrant and Forever Defend all and singular the said premises unto the said Hugo Martin Ehmann and his heirs and assigns, against every person whomsoever lawfully claiming, or to claim the same, or any part thereof.

Witness our hands at Spring, Texas this 28th day of October, A.D. 1946

Clara Ehmann
Paul O. Ehmann
Edgar Ehmann

Otto A. Ehmann
Lorna Ehmann Roth
August Roth

424
THE STATE OF TEXAS,)
COUNTY OF HARRIS)

BEFORE ME, A Notary Public, in and for Harris County, Texas, on this day personally appeared Clara Ehmann, a widow, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged she executed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, This 28 day of October A.D. 1946

Henry J. Roth

Henry J. Roth

Notary Public in and for Harris County,
Texas

THE STATE OF TEXAS,)
COUNTY OF HARRIS)

BEFORE ME, A Notary Public, in and for Harris County, Texas, on this day personally appeared Paul Ehmann, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, This 29 day of October A.D. 1946

Henry J. Roth

Henry J. Roth

Notary Public in and for Harris County,
Texas

THE STATE OF TEXAS,)
COUNTY OF HARRIS)

BEFORE ME, A Notary Public, in and for Harris County, Texas, on this day personally appeared Edgar Ehmann, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, This 4th day of November A.D. 1946

Henry J. Roth

Henry J. Roth

Notary Public in and for Harris County,
Texas

THE STATE OF TEXAS,)
COUNTY OF HARRIS)

BEFORE ME, A Notary Public, in and for Harris County, Texas, on this day personally appeared Otto Ehmann, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, This 28 day of October A.D. 1946

Henry J. Roth

Henry J. Roth

Notary Public in and for Harris County,
Texas

THE STATE OF TEXAS,)
COUNTY OF HARRIS)

BEFORE ME, the undersigned, a Notary Public, in and for said County, Texas, on this day personally appeared August Roth and Lorna Ehmann Roth, his wife, both known to me to the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they each executed the same for the purposes and consideration therein expressed, and the said Lorna Ehmann Roth wife of the said August Roth having been examined by me privily and apart from her husband, and having the same fully explained to her, she, the said Lorna Ehmann Roth acknowledged such instrument to be her act and deed, and she declared that she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.



GIVEN UNDER MY HAND AND SEAL OF OFFICE, This 28 day of October, A.D. 1946

Henry J. Roth Henry J. Roth
Notary Public in and for Harris County,
Texas

Filed for record Nov. 4, 1946, at 1:15 O'clock P.M.
Recorded July 25, 1947, at 11:36 O'clock A.M.
W. D. MILLER, Clerk County Court, Harris County, Texas.
By Nell Culpepper Deputy.

THE STATE OF TEXAS.

COUNTY OF HARRIS: I, W. D. Miller, Clerk County Court, in and for
said County and State, do hereby certify that

the above and foregoing is a true and correct Photostat Copy of
Deed Dated Oct-28-1946
from Clara Ehmann
to Hugo Martin Ehmann
as the same appears on record in my office in Records of Deeds
Volume 1519 Page 423.

Given under my hand and seal of said Court, at
office, at Houston, Texas, this 11 day of July 1947.

W. D. MILLER, Clerk
County Court, Harris County, Texas.
By Stella M. Coal Deputy.

No. 3340

A. G. Martin Ehmann et ux

To

Hugo Ehmann

Deed

State of Texas County of Harris Know all men by these presents: That we, A. G. Martin Ehmann and wife, Clara Ehmann, of Harris County Texas for and in consideration of the sum of one dollar to us in hand paid by Hugo Ehmann and the natural love and affection we have and bear for our son, Hugo Ehmann have given granted and conveyed and by these presents do hereby give, grant and convey unto the said Hugo Ehmann of Harris County, Texas, the following described property, to-wit: 49.4 acres of land, more or less, out of the Southern part of a survey originally granted to John Brock, situated on the waters of Willow and Cypress Creeks, about 22 miles northwest from the City of Houston, in Harris County, Texas more particularly described by metes and bounds, as follows, to-wit: Beginning at a stake on the north line of a survey of 100 acres previously sold by B. A. Shepherd to Adam Klein; 524 vrs. East of Klein's Northwest corner same being the Southeast corner of John Klein's 85.37 acres; Thence North 1765 feet along John Kleins East line to an iron stake for corner. Thence east 1176 feet to stake for corner. Thence south 1765 feet to a rock corner on the north line of the Adam Klein 100 acre tract. Thence west 1273 feet to the place of beginning. And being the same property described in the Deed from B. A. Shepherd to George Schoor dated August 13, 1888, recorded in Volume 41, pages 591-2 of the Deed Records of Harris County Texas. To have and to hold the above described premises together with all and singular the rights and appurtenances thereunto in anywise belonging unto the said Hugo Ehmann, his heirs and assigns forever. Witness our hands this 10 day of January A.D. 1935. A. G. Martin Ehmann, Clara Ehmann (Stamps can. \$2.50)

State of Texas County of Harris Before me, the undersigned Notary Public in and for Harris County Texas, on this day personally appeared A. G. Martin Ehmann and wife, Clara Ehmann known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same for the purposes and consideration therein expressed and the said Clara Ehmann, wife of A. G. Martin Ehmann, having been examined by me privily and apart from her said husband, and having the same fully explained to her, she, the said Clara Ehmann acknowledged such instrument to be her act and deed, and declared that she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it. Given under my hand and seal of office at Houston, Texas, on this 10 day of January. A.D. 1935

Charles H. Klein, Notary Public, (Seal)

Filed for record Jan. 28, 1935 at 3:25 o'clock P.M. Recorded Feb. 2, 1935 at 7:45 o'clock A.M.

Stella M. Coate Clerk County Court Harris County Texas, by Edith Hearn Deputy

THE STATE OF TEXAS.

COUNTY OF HARRIS: I, W. D. Miller, Clerk County Court, in and for
said County and State, do hereby certify that

the above and foregoing is a true and correct Photostat Copy of

Deed Dated Jan - 10 - 1935

from A. H. Martin Edmund et al

to Hugo Edmund

as the same appears on record in my office in Records of Deeds

Volume 972 Page 549

Given under my hand and seal of said Court, at
office, at Houston, Texas, this 11 day of July 1935

W. D. MILLER, Clerk

County Court, Harris County, Texas.

By Stella M. Coate Deputy.

(4)

File No. S.F. 15780

Harris County

Deed Copy

Filed July 18 19 55

J. EARL RUDDER, Com'r.

Pat Thompson
File Clerk

EXHIBIT "F"
HUGO EHMANN 62.26 ACRES

The following information is required with all applications to purchase:

1. Type of land
 - (a) Kind of soil Sandy loam
 - (b) Topography of surface Flat
 - (c) Purpose for which adapted (cultivated or grazing) 1/2 grazing,
1/2 cultivation
2. Type and value of timber, if any None
3. Assessed value. (If not rendered for taxation, give last assessed value of adjoining lands.) \$20.00 per acre
4. The assessed value in this county is 40 % of market value.
5. The actual value without improvements is \$ 50.00 per acre.
6. The nearest production of oil, gas or minerals is 1 1/4 miles (distance),
northwest (direction).
7. The nearest drilling oil or gas well is 3 mi. (distance) N. E. (direction).
3 mi. S.W.
8. The nearest dry hole is 1 mi. (distance) W. (direction).
1 mi. N.
9. If the land is under oil and gas lease, fill in the following:
 - (a) To whom leased T. J. Ahern, and Lon H. Cron
 - (b) Date of lease February 10, 1954
 - (c) Bonus received (per acre) \$50.00 per acre
 - (d) Total amount of rental received \$311.30
10. If there is production on this tract, fill in the following:
 - (a) Number of producing wells None
 - (b) Name of the field in which the tract is located None
 - (c) Royalty payments received None
11. Do you contemplate a sale of this land in the near future? No
(Yes or No)
If so, what is the sale price per acre? _____

The above information is true and correct according to the best of my knowledge and belief.

WITNESS my hand this 14th day of July, 1955.

Hugo Ehmenn
Hugo Ehmenn

Sworn to and subscribed before me, this the 14th day of July, 1955.

Howard H. Klein
Notary Public in and for Harris
County

HOWARD H. KLEIN
Notary Public in and for Harris County, Texas
My Commission Expires June 1, 1957

The following information is required with all applications to purchase:

1. Type of land
(a) Kind of soil Sandy loam
(b) Topography of surface Flat
(c) Purpose for which adapted (cultivated or grazing) 1/2 grazing, 1/2 cultivation
2. Type and value of timber, if any None
3. Assessed value. (If not rendered for taxation, give last assessed value of adjoining lands.) \$20.00 per acre
4. The assessed value in this county is 40 % of market value.
5. The actual value without improvements is \$50.00 per acre.
6. The nearest production of oil, gas or minerals is 1 1/2 miles (distance), Northwest (direction).
7. The nearest drilling oil or gas well is 3 mi. (distance) N. E. (direction), 3 mi. S. W.
8. The nearest dry hole is 1 mi. (distance) W. (direction), 1 mi. N.
9. If the land is under oil and gas lease, fill in the following:
(a) To whom leased E. J. Ahern, and Lon H. Cron
(b) Date of lease February 10, 1954
(c) Bonus received (per acre) \$50.00 per acre
\$211.30 amount of rental received
10. Production on this tract, fill in the following:
(a) Producing wells None
(b) The field in which the tract is located None
(c) Payments received None
11. Do you contemplate a sale of this land in the near future? No (Yes or No)
If so, what is the sale price per acre? _____

File No. 87. 15780
Shreve County
Questionnaire
Filed July 18 1954
EARL RUDDER, Com'r.
Pat Thompson
File Clerk

The above information is true and correct according to the best of my knowledge and belief.

WITNESS my hand this 14 day of July, 1954.

Hugo Bernhardt

Sworn to and subscribed before me, this the 14 day of July, 1954.

Howard H. Kline
Notary Public in and for LeFlore County

My Commission Expires June 1, 1955

July 27, 1955

Mr. Hugo Ehmann
R. F. D.
Spring, Texas

Dear Mr. Ehmann:

Your Good Faith Claimant application to purchase alleged unsurveyed land in Harris County, together with filing fee in the amount of \$1.00 has been received. This application was filed of record on July 25, 1955, and assigned File No. S. F. 15780.

Under the law, 120 days are allowed for the completion of a Good Faith Claimant's application. All supporting instruments must be submitted within this period or all rights under the application will be lost.

Very truly yours,

EARL RUDDER, COMMISSIONER

By

Robert J. Brooks
Attorney

RJB:pt
File: 15780

6
File No. S.7. 15780

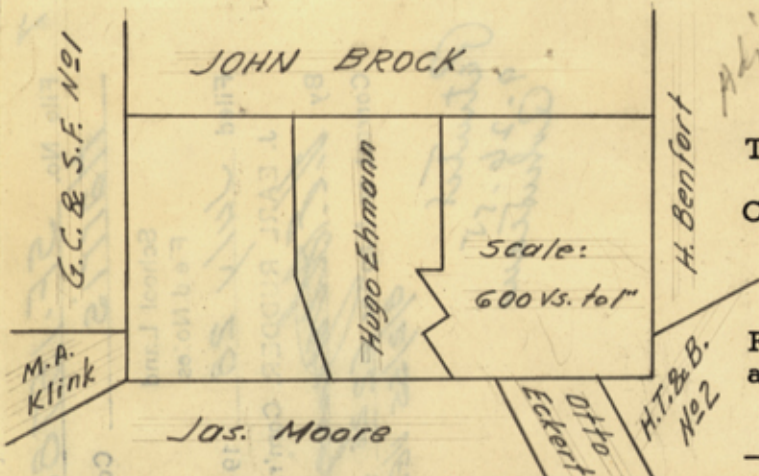
Harris County

Ltr. to Applicant

Filed July 27 1955

J. EARL RUDDER, Com'r.

Pat Thompson
File Clerk



THE STATE OF TEXAS)
COUNTY OF Harris)

EXHIBIT A
SURVEY NO. _____

(GOOD FAITH CLAIMANT)

FIELD NOTES of a survey of 62.26
acres of land made for Hugo Ehmann

by virtue of his application filed with the Commissioner of the General Land Office, Austin, Texas, on the 18th day of April, 1955, (application to be filed with the Commissioner of the General Land Office, Austin, Texas*) under the laws regulating the sale and lease of unsurveyed school land. Said land is situated in Harris County, about 2.22 miles North 26° West from HOUSTON, the County Seat, and is described by metes and bounds as follows, to-wit:

Beginning at the Southwest corner of A. H. Roth's 25.35 acres on the North line of the James Moore Survey and 158.71 varas South 89° 19' 40" West from its Northeast corner;

THENCE with the North line of the James Moore Survey South 89° 19' 40" West 359.69 varas to the Southeast corner of A. A. Klein's 52.96 acres;

THENCE with A. A. Klein's East line North 19° 24' West 343.92 varas to a stone;

THENCE with A. A. Klein's East line North 01° 13' 20" West 495.70 varas to an iron rod at his Northeast corner, the Northwest corner of this survey on the South line of the John Brock Survey located at its call distance from its Northeast or beginning corner;

THENCE with the South line of the John Brock Survey North 89° 19' 40" East 460.71 varas to an iron rod at the Northwest corner of F. H. Benfer's 69.52 acres;

THENCE with F. H. Benfer's upper West line South 01° 21' 50" East 487.18 varas to a stone on the North line of A. H. Roth's 25.35 acres;

THENCE with A. H. Roth's North line South 88° 15' West 81.68 varas to an axle at his Northwest corner for the upper re-entrant corner of this survey;

THENCE with the West line of A. H. Roth's 25.35 acres South 37° 56' 10" East 164.02 varas to an iron pipe; continuing with A. H. Roth's West line South 55° 48' West 97.92 varas to an axle and continuing with said A. H. Roth's West line South 26° 41' East 164.83 varas

to the place of beginning.

(over)

Variation 7° 00' East - Gurley Transit
No. 34348
Surveyed May 2nd to June 28th, 1955

A. R. Plummer

J. W. Shook

S. M. Hunter

Chain Carriers

H. C. Wellman - Party Chief

I, J. S. Boyles, Licensed State Land-County-Surveyor of Harris County, Texas, do hereby certify that the foregoing survey was made by me on the ground, according to law, on the date and with the Chain Carriers aforesaid, duly qualified, and that the limits, corners, and boundaries with the marks of the same, natural and artificial, are truly and correctly described and set forth in the foregoing plat and field notes, just as I found them on the ground.

Boyles
Licensed State Land Surveyor--
County Surveyor

Filed for record in my office, the 12 day of July, 1955, at 3:30 o'clock P. M, and duly recorded the 12 day of July 1955, in Book M., Page 339 of the Field Note Records of Harris County, Texas.

R. A. Washburn
County Surveyor--County Clerk

IMPORTANT NOTICE

* (1) To be used in Lieu of "application filed with the Commissioner of the General Land Office, Austin, Texas, on the _____ day of _____, 19____" when application is to be accompanied by the field notes.

(2) The written report of the survey which is required to accompany the above field notes must show whether the above described tract of land is situated within five (5) miles (state exact distance) of a well producing oil, gas, or other minerals in paying quantities.

I, J. S. Boyles, do hereby certify that the character and reasonable market value of the land included within the limits of the within field notes are as follows:

Soil (state character) Sandy loam Timber assessed Value \$ 20.00 per acre (including timber)

Boyles
Licensed State Land Surveyor--
County Surveyor

File No. SF-15780

Harris County

School Land
Field Notes

Filed July 28 1955

By J. EARL RUDDER, Com'r.

Correct on Map for 62.26 acrts
9/2/55 UES

Retained
9-26-55
J. S. Boyles

RECEIVED AS STATED

Date 7/18/55

Reg. No. 57882

CENTRAL LAND OFFICE

August 18, 1955

Mr. Hugo Ehmann
R. F. D.
Spring, Texas

Dear Mr. Ehmann:

On April 12, 1955, the Good Faith Claimant application to purchase alleged unsurveyed land in Harris County, numbered S. F. 15765, was filed in the General Land Office. Under the law, 120 days are allowed for the completion of a Good Faith Claimant's application.

Please be advised that this application has become void for failure to complete within the 120-day period and the file wrapper containing the papers relative thereto has been endorsed as follows:

"Cancelled for failure to complete
within the time allowed by law.
8-17-1955

J. Earl Rudder, Commissioner"

The application No. S. F. 15765 to which this letter makes reference has been superseded by your later application S. F. 15780 which was filed on July 18, 1955 and is still in force.

Very truly yours,

EARL RUDDER, COMMISSIONER

By

Robert J. Brooks
Attorney

RJB:pt
Files: S. F. 15765
S. F. 15780

18
File No. S.F. 15780

Harris County

Ltr. of Cancellation to Applicant

Filed August 18 1951

J. EARL RUDDER, Com'r.

Pat Thompson
File Clerk

ACCEPTANCE OF TERMS OF SALE
OF UNSURVEYED SCHOOL LAND

(Applicant or Good Faith Claimant)

TOMBALL, Texas, September 21 1955

TO THE COMMISSIONER OF THE GENERAL LAND OFFICE, AUSTIN, TEXAS:

I hereby accept the terms of sale of the tract of unsurveyed school land hereinafter described as stated in your letter dated September 16, 1955 and apply to complete my application to purchase under the terms of House Bill No. 9, passed at the Regular Session of the Forty-sixth Legislature and approved June 19, 1939, and other laws relating to the sale of unsurveyed school land without settlement.

The land is situated in Harris County, Texas, about 22 miles (give course) N 26 W from the county seat, and is briefly described as follows:

<u>Survey No.</u>	<u>S. F. No.</u>	<u>Acres</u>	<u>Classification</u>
	<u>15780</u>	<u>62.26</u>	

I agree to pay for said land the price of \$33.33 Dollars per acre, and I hereby enclose the sum of \$2,075.13 Dollars as the full cash payment therefor.
(Insert whether "full" or "one-fortieth")

I further agree that the sale to me is made upon the express conditions, to-wit:

The reservation of minerals will be 1/8th of all oil, gas, sulphur and other minerals as a free royalty to the State.

I do solemnly swear (affirm) that I am over twenty-one (21) years of age.

Hugo Ohmann
Applicant or Good Faith Claimant
Post Office SPRING, TEXAS

Sworn to and subscribed before me, this the 21st day of SEPTEMBER, 1955

Howard H. Klein County, Texas
Notary Public in and for Harris County, Texas
My Commission Expires June 1, 1957

OBLIGATION

\$ _____ School Lands.

For value received, I, the undersigned, do promise to pay to the State of Texas the sum of _____ Dollars, with interest thereon as hereinafter specified, the same being for the remainder of purchase money for the following described tract of land purchased by me, of the State of Texas, in accordance with the provisions of laws relating to the sale of unsurveyed public free school lands; to-wit: All of Survey No. _____, S. F. No. _____, Grantee _____, situated in _____ County, Texas.

The annual interest of five per cent, upon all unpaid principal, together with one-fortieth of the original principal, I am to pay or cause to be paid to the General Land Office, at Austin, Travis County, Texas, on or before the first day of each November thereafter until the whole purchase money is paid. And it is expressly understood that I am to comply strictly with all the conditions, limitations and requirements, and am subject to and accept all the benefits and penalties contained and prescribed in the laws above referred to.

Witness my hand this _____ day of _____, 19____.

Applicant or Good Faith Claimant
Post Office _____

Post Office

Applicant or Good Faith Claimant

Witness my hand this

day of

19

am subject to and accept all the benefits and burdens of the laws above referred to, expressly understood that I am to comply strictly with the provisions and requirements, and or before the first day of each November thereafter until the whole purchase money is paid. And it is principal, I am to pay or cause to be paid to the General Land Office, at Austin, Travis County, Texas, on SEP 22 1955 The annual interest of five per cent, upon all the said principal with one-fourth of the original

County, Texas

Grantee

GENERAL LAND OFFICE

laws relating to the sale of unsurveyed public free school lands; to-wit: All of Survey No.

following described tract of land purchased by me, of the State of Texas, in accordance with the provisions of with interest thereon as hereinafter specified, the same being for the remainder of purchase money for the

Dollars

For value received, I, the undersigned, do promise to pay to the State of Texas the sum of

School Lands

OBLIGATION

County, Texas

I do solemnly swear (affirm) that I am over twenty-one (21) years of age.

Post Office

Applicant or Good Faith Claimant

Harris County, Texas

(9)

GENERAL LAND OFFICE
Austin, Texas

S. F. No. 15780

ACCEPTANCE OF TERMS OF SALE
OF UNSURVEYED SCHOOL LAND
(Applicant or Good Faith Claimant)

of

Harris County, Texas
Post Office Spring, Texas

WITHOUT SETTLEMENT

62.26 acres in

Harris County, Texas.

Filed Sept 7, 1955

J. Carl Rudder, Jr.
Commissioner

Awarded Sept 7, 1955

Rejected , 19

J. Carl Rudder, Jr.
Commissioner

Class

Appr'm't

Obligation

On Market

Survey No.

S. F. No.

(Give course) N 56 W

The land is situated in

Harris

County, Texas, about

55

miles

approved June 19, 1933, and other laws relating to the sale of unsurveyed school land without settlement. under the terms of House Bill No. 9, passed at the Regular Session of the Forty-sixth Legislature and in your letter dated September 16, 1955 and apply to complete my application to purchase

I hereby accept the terms of sale of the tract of unsurveyed school land hereinafter described as stated

TO THE COMMISSIONER OF THE GENERAL LAND OFFICE, AUSTIN, TEXAS:

Forbear

Texas

September 5, 1955

1955

(Applicant or Good Faith Claimant)

OF UNSURVEYED SCHOOL LAND
ACCEPTANCE OF TERMS OF SALE



J. EARL RUDDER, COMMISSIONER
DENNIS WALLACE, CHIEF CLERK

DUPLICATE RECEIPT

(To be Kept by Land Office)

LEDGER 143

PAGE 39x

FILE NO.

1715780

Post Office

Spring, 1905

To THE COMMISSIONER General Land Office, Austin, Texas.

I enclose

OK

for \$

(Say whether Money Order or Draft on a Bank in Austin, or Cash.)

of which

\$ 2075.13 are for principal
\$ 1 are for interest
\$ 1000 are for fees

payment on the following land purchased from the State,
to-wit:

Section	Block	Township	Certificate	SURVEY	Acres	County
<u>Good with Claimant 6726 & Harris</u>						
<u>Hugo Chmann</u>						
(Name of Sender.)						

Received remittance as stated above

9 m 57

(Address)

Commissioner General Land Office.



J. EARL RUDOLPH, COMMISSIONER
DENNIS WALLACE, CHIEF CLERK

DUPLICATE RECEIPT

(To be kept by Land Office)

LANDS

PAGE

Post Office

TO THE COMMISSIONER General Land Office, Austin, Texas.

I enclose

(Say whether Money Order or Draft on a Bank in Austin, or Cash.)

for \$

\$1000 are for fees
\$ are for interest
\$2072.13 are for principal

payment on the following land purchased from the State,
to-wit:

Section	Block	Township	County	Acres	SURVEY

(Name of Sender)

Received remittance as stated above

(Address)

Commissioner General Land Office

10
5.F. 15780

9316780

100

Ledger 143

LAND AWARDS AND RECEIPT

File No. S.F. 15780Page 395Date of Award September 7, 1955 x
194GENERAL LAND OFFICE,
AUSTIN, TEXASWHEREAS, Hugo Ehmann

of Spring, Texas, has, in the manner and form prescribed by
law, filed in this office an application and obligation to purchase the following land, to-wit:

SECTION	BLOCK	TOWNSHIP	CERTIFICATE	GRANTEE	ACRES	PRICE	COUNTY
			S. F. 15780	Hugo Ehmann	62.26	\$ 33.33	Harris

Date of Sale _____

Amount of Note \$ _____

Rate of Interest _____ Per Cent

Due November 1st Annually
SCHOOL LAND

The School land Board having fixed the price, and the State
having received \$ 2,075.13 as the full payment
thereon, I do hereby award to said applicant the survey of
land described above with a reservation of a free
royalty of one-eighth on oil, gas, sulphur
and all other minerals to the State.

Dennis Wallace
acting Commissioner General Land Office

July 6th, 1955

Commissioner of the
General Land Office,
Austin, Texas

EXHIBIT B

Dear Sir:

This is the surveyor's statement in connection with the surveys for Theodore Benfer, F. H. Benfer, Alvin A. Klein, Adam Klein, Hugh Ehmann and A. H. Roth, under their joint Good Faith Application on seven tracts aggregating 239.39 acres which, for many years, have been considered a part of the John Brock Survey.

For many years, back as far as possibly 1911 or 1912 I have known the property surveyed as being a part of the John Brock Survey and to my certain knowledge the claimants hereunder are descendants of the people who bought and owned this land as a part of the John Brock and I have, as County Surveyor of Harris County, made junior surveys in, on and around the Brock and this particular area embraced within the application.

In making the survey of these tracts I began at the Southeast corner of the Andrew Lawson Survey, which corner and the South line of which, was fixed in a court decree years ago, in which the Rice Institute was a party to the suit. The Isaac Bunker Survey and all of its lines have been fixed by court decree.

I ran out the entire Brock Survey as it has long been claimed and recognized on the ground. The Northeast corner of the Brock is well-fixed and established and is located within a vara or two on the ground from the decreed Southeast corner of the Andrew Lawson, and in accordance with its patented field note call. In running out the Brock I found that there was an excess of 821.45 varas in the recognized and occupied position of the Brock South line over the patented call distance. However, this recognized and occupied position was recognized by Will Powers in 1862; by Bower in 1889; by Gillespie in 1876 and 1878; by Bower in his location of the Beniguez Survey and by Stinson in 1894. This will show that the General Land Office has recognized the excess distance North and South by issuing patents to the H. Benfort, F. Strocheker, Otto Eckert, James Moore and Mary A. Klink. In view of this long and continued recognition by the General Land Office you can readily see why the deeds into the applicants herein and to their predecessors in title call for the Brock Survey. In addition, their properties have been assessed and taxes collected in Harris County over this 239.39 acres for many, many years as being a part of the John Brock Survey.

While it is true that some of the present good faith claimants have acquired the property by inheritance, others have acquired it by purchase, and now having to quiet their title through the State will only mean they have to pay for the land a second and/or third time. In view of this situation I would most sincerely recommend that these persons be given the land at the absolute minimum price that the Board can place thereon.

This land is approximately four and one-half miles South of the nearest producing oil well. It has been lived on and is lived on; has been cultivated and used for fifty years to my certain knowledge.

Respectfully submitted,

Detailed Map No. 5194
accompanying this report.

J. S. Boyles,
Licensed State Land Surveyor

RECEIVED JUL 18 1955

RECEIVED JUL 18 1955

RECEIVED JUL 18 1955

RECEIVED JUL 18 1955

RECEIVED JUL 18 1955

RECEIVED JUL 18 1955

RECEIVED JUL 18 1955

RECEIVED JUL 18 1955

RECEIVED JUL 18 1955

RECEIVED JUL 18 1955

EXHIBIT B

RECEIVED JUL 18 1955

EXHIBIT "C"

HUGO EHMANN 62.26 ACRE TRACT

PLAT OF SURVEY COVERING SUBJECT TRACT
AND TRACTS OF OTHER GOOD FAITH CLAIMANTS.

Said Plat is not attached hereto, but is separately this day
filed with the Commissioner of the General Land Office, said Plat
being a map of such size that same cannot be attached hereto.

(1)
24
12180

RECEIVED
JUN 18 1912
GENERAL LAND OFFICE

EXHIBIT "C"

HUGO REHMAN 62.36 ACRE TRACT

PLAT OF SURVEY COVERING SUBJECT TRACT
AND TRACTS OF OTHER GOOD FAITH CLAIMANTS.

Said Plat is not attached hereto, but is separately this day
filed with the Commissioner of the General Land Office, said Plat
being a map of such size that same cannot be attached hereto.

(12) S.F. 15780

RECEIVED

JUL 18 1955

GENERAL LAND OFFICE

September 16, 1955

Mr. Hugo Ehman
R. F. D
Spring, Texas

Dear Mr. Ehman:

The School Land Board of the State of Texas at a meeting held in my office September 7, 1955, fixed a price at which you may pay for the unsurveyed school land in S. F. 15780, Harris County at \$33.33 per acre. This price is based on the information submitted in your questionnaire.

This tract of land is within five miles of an oil well producing in commercial quantities, and the reservation of minerals will be 1/8th of all oil, gas, sulphur and other minerals as a free royalty to the State.

Since this area contains less than 80 acres, it will have to be paid for in cash. You should, therefore, forward a check in the amount of \$2,075.13, which according to my calculation is the amount necessary to pay for such unsurveyed school land. In addition to the above, the patent fee on this tract will amount to \$10.00. You may include these two sums in one check which should be made payable to the State Treasurer. It will also be necessary for you to forward to this office a separate check in the sum of \$1.04 to defray the expense of recording the patent in Harris County. This latter check must be made payable to the Commissioner of the General Land Office.

I am enclosing a form of acceptance, which I request that you fill out and return to this office with the remittance.

Sincerely yours,

EARL RUDDER, COMMISSIONER

By:

Chas. R. Leggott
School Land Division

CRL:ej
enc.
SF 15780

November 11, 1935

Mr. J. H. ...

Dear Sir:

I am ...

9-10-55

Letter of
Introduction

5215780

(13)

Office
Nov. 11, 1935

September 23, 1955

Mr. Howard H. Klein
Attorney
Tomball, Texas

Re: S. F. 15780, Hugo Ehmann, 62.26 acres
S. F. 15783, A. H. Roth, 25.35 acres

Dear Mr. Klein:

Enclosed are the original Land Awards and Receipts issued the above applicants on acreage in Harris County, together with a copy of the notice to the County Clerk.

Patents will be issued within a few days and mailed to the County Clerk, who, in turn will mail the patents to you.

Sincerely yours,

EARL RUDDER, COMMISSIONER

By:

Chas. R. Leggott
School Land Division

CRL:ej
enc.

(10)

S.F. 15780